



06/11/01

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PTO/SB/05 (4/98)Please type a plus sign (+) inside this box → Approved for use through 09/30/2000 OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No.		
First Inventor or Application Identifier		Agree, Brian G.
Title	Method And Apparatus For Deployment and Optimization Of	
Express Mail Label No.		

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1.  \* Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Specification [Total Pages **(30)**] (preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3.  Drawing(s) (35 U.S.C. 113) [Total Sheets **(41)**]
4. Oath or Declaration [Total Pages **(42)**]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 C.F.R. § 1.63(d)) (for continuation/divisional with Box 16 completed)
    - i.  DELETION OF INVENTOR(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

**\*NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).**

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

5.  Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a.  Computer Readable Copy
  - b.  Paper Copy (identical to computer copy)
  - c.  Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

7.  Assignment Papers (cover sheet & document(s))
8.  37 C.F.R. § 3.73(b) Statement  Power of (when there is an assignee)  Attorney
9.  English Translation Document (if applicable)
10.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
11.  Preliminary Amendment
12.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
  - \* Small Entity Statement(s)  Statement filed in prior application, (PTO/SB/09-12) Status still proper and desired
  13.  Certified Copy of Priority Document(s) (if foreign priority is claimed)
  14.  Other: .....
  15.  Other: .....

16. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No. \_\_\_\_\_

Prior application Information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label (Insert Customer No. or Attach bar code label here) or  Correspondence address below

Name	George S. Cole, Esq.		
Address	495 Seaport Court, Suite 101		
City	Redwood City	State	CA
Country	U.S.A.	Telephone	(650) 556-9510
		Zip Code	94063
		Fax	(650) 556-9511

Name (Print/Type)	George S. Cole, Esq.	Registration No. (Attorney/Agent)	40,563
Signature			
		Date	6/10/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231

The PTO did not receive the following listed item(s) Postcard

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1046 U.S. PTO  
09/09879459  
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06/11/01  
JC928 U.S. PTO

1933

1543

PTO/SB/17 (6/99)

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# FEE TRANSMITTAL for FY 1999

Patent fees are subject to annual revision.  
Small Entity payments must be supported by a small entity statement,  
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.  
See 37 C.F.R. §§ 1.27 and 1.28.

**TOTAL AMOUNT OF PAYMENT** (\$)

## Complete if Known

Application Number	
Filing Date	
First Named Inventor	
Examiner Name	
Group / Art Unit	
Attorney Docket No.	

## METHOD OF PAYMENT (check one)

- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to.

Deposit Account Number **50,0705**

Deposit Account Name **George S. Cole, Esq.**

Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17

Payment Enclosed:

Check  Money Order  Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	<b>380</b>
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

**SUBTOTAL (1) (\$)**

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
182	-20** =	162 X \$9.00	= \$1,458.00
Independent Claims	6 - 3** =	3 X \$39.00	= \$234.00
Multiple Dependent		\$1,692.00	= \$1,692.00

\*\*or number previously paid, if greater. For Reissues, see below

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 78	202 39	Independent claims in excess of 3
104 260	204 130	Multiple dependent claim, if not paid
109 78	209 39	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2) (\$)** **\$1,692.00**

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 760	246 380	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 760	249 380	For each additional invention to be examined (37 CFR § 1.129(b))	

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** **\$1,692.00**

Complete if applicable

Name (Print/Type)	George S. Cole, Esq.	Registration No (Attorney/Agent)	40,563	Telephone	(650) 556-9510
Signature					Date

Burden Hour Statement. This form is estimated to take 0 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

The PTO did not receive the following listed item(s) a check

Commissioner of Patents and Trademarks  
Washington, D. C. 20231

Jun. 11, 2001

Re: Patent Application for "Method and Apparatus for Optimization of Wireless Multipoint Electromagnetic Communication Networks"  
Brian G. Agee et. al., Inventors

Dear Sirs:

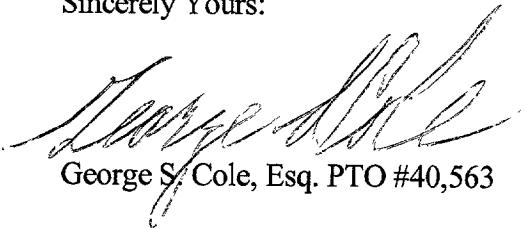
On June 10, 2001 I sent by Express Mail a less-completed version with 40 of the original 41 drawings, and have not obtained copies of them to send with this. I ask that the two documents be merged into a single application rather than become two independent applications.

The above-named inventors and application qualify for and assert small entity status.

I hereby authorize use of my deposit account, 500705, with User ID FINA, to cover all necessary fees and costs for this application.

I ask that on receipt the enclosed checklist of received materials be filled out and returned using the self-addressed, stamped envelope I have enclosed.

Sincerely Yours:



George S. Cole, Esq. PTO #40,563

# EXPRESS MAIL CERTIFICATE

"Express Mail" mailing label No:

ETS89319074US

Date of Deposit:

6/11/01

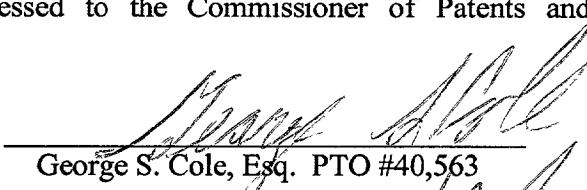
I hereby certify that the following documents:

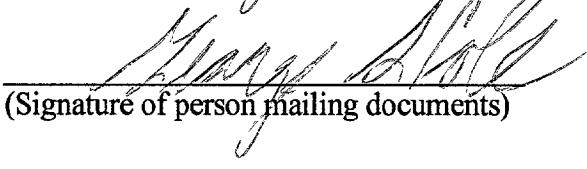
- a transmittal cover
- a power of attorney and appointment of attorney
- an inventors' declaration
- a fee transmittal, with authorization to charge a deposit account
- a specification with 130 pages
- 1 drawings on 1 separate sheets,
- claims;
- a copy of this Express Mail Certificate;
- itemization of what was received by the US PTO

and,

- a SASE return envelope

are being deposited in a single envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and such envelope is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

  
George S. Cole, Esq. PTO #40,563

  
(Signature of person mailing documents)